



**Order under Section 78 (11)
Residential Tenancies Act, 2006**

Citation: IMH POOL XX LP v QIMAT, 2023 ONLTB 39240

Date: 2023-05-26 **File Number:**
LTB-L-081739-22-SA

2023 ONLTB 39240 (CanLII)

In the matter of: 1615, 79 THORNCLIFFE PARK DR EAST
YORK ON M4H1L5

Between: IMH POOL XX LP Landlord

And

NIATALI GUL QIMAT Tenant

IMH POOL XX LP (the 'Landlord') applied for an order to terminate the tenancy and evict NIATALI GUL QIMAT (the 'Tenant') and for an order to have the Tenant pay the rent they owe because the Tenant did not meet a condition specified in the order TSL-22400-21-RV issued by the Board on March 2, 2022 with respect to application TSL-22400-21.

The Landlord's application was resolved by order LTB-L-081739-22, issued on March 20, 2023. This order was issued without a hearing being held.

The Tenant filed a motion to set aside order LTB-L-081739-22.

The motion was heard by videoconference on April 18, 2023.

Only the Landlord's legal representative, Matt Anderson, attended the hearing.

Determinations:

1. The Landlord's legal representative consented to the motion to set aside order LTB-L-081739-22.
2. The Landlord's legal representative stated that order TSL-22400-21-RV dated March 2, 2022 should be amended to reduce the final payment due on or before October 1, 2023 from \$107.30 to \$101.10.

It is ordered that:

1. The motion to set aside Order LTB-L-081739-22, issued on March 20, 2023, is granted.

2. Order LTB-L-081739-22, issued on March 20, 2023, is set aside and cannot be enforced.

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3. Order TSL-22400-21-RV dated March 2, 2022 remains unchanged with the exception that the final payment due on or before October 1, 2023 is reduced from \$107.30 to \$101.10.

May 26, 2023

Date Issued

Richard Ferriss

Member, Landlord and Tenant Board

15 Grosvenor Street, Ground Floor Toronto
ON M7A 2G6

If you have any questions about this order, call 416-645-8080 or toll free at 1-888-332-3234.

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